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OFFICE OF THE
EXECUTIVE SECRETARY

February 12, 2002

Mr. David Waddell, Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Dear Mr. Waddell:

Enclosed for filing are an original and thirteen (13) copies of the Motion for Withdrawal of the Joint Petition of Essex Communications, Inc. d/b/a eLEC Communications ("eLEC") and Adelphia Business Solutions Operations, Inc ("Adelphia") for Approval of Transfer of Customer Base Pursuant to Rule 1220-4-2-.56(2)(d).

Please note that although the anticipated transfer date was February 21, 2001, none of the customer subscriber notice letters were sent to potentially affected customers as the Parties were awaiting Commission approval before going forward. Therefore, the customers remain unaffected by this withdrawal.

Kindly direct any inquiries regarding this filing to my attention at (203) 229-2402.

Sincerely,



Maria A. Abbagnaro

Enc.

BEFORE THE TENNESSEE REGULATORY AUTHORITY

In re: Joint Petition of	:	Docket No.:
Essex Communications, Inc.	:	Filed:
d/b/a eLEC Communications and	:	
Adelphia Business Solutions	:	
Operations, Inc. and Adelphia	:	
Business Solutions of Nashville, LP	:	
For Approval of Transfer of	:	
Customer Base Pursuant to	:	
Rule 1220-4-2-.56(2)(d)	:	

JOINT PETITION FOR WAIVER

Adelphia Business Solutions Operations, Inc. and Adelphia Business Solutions of Nashville, L.P. (collectively "Adelphia") and Essex Communications, Inc. d/b/a eLEC Communications ("eLEC") respectfully request that the Tennessee Regulatory Authority ("TRA") permit the Withdrawal of its Joint Petition For Approval of Transfer of Customer Base Pursuant to Rule 1220-4-2-.56 of the Tennessee Public Service Commission Rules, the Tennessee Regulatory Authority ("TRA") to approve the transfer of customers among the petitioners.

Adelphia and eLEC (the "Parties") do not intend to go forward with the anticipated partial migration of Adelphia's resale customer base to eLEC. The Parties were awaiting Commission approval of the subscriber notification letter prior to notifying Adelphia's affected customers. Therefore, none of the potentially affected customers have received notice of the impending transfer and the customers will not be affected by this Withdrawal. Further, the parties have complied with 47 CFR 64.1120(e)(2) which requires written notice of any material

changes to a transfer of subscriber base to the Federal Communications Commission.

WHEREFORE, for the reasons stated above, the Petitioners request that the foregoing Motion for Withdrawal be granted.

Respectfully submitted this 12th day of February, 2002.

By: 

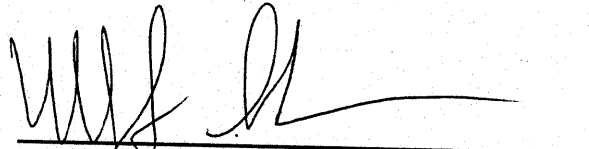
Maria A. Abbagnaro
Director of Regulatory Affairs
eLEC Communications
509 Westport Avenue
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Motion for Withdrawal of Joint Petition of Essex Communications, Inc. d/b/a eLEC Communications and Adelphia Business Solutions Operations, Inc., for Waiver of Slamming Rule 1220-4-2-.56(2)(d) was sent via overnight delivery on February 12, 2002, to:

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Terry Romine
Director Legal & Regulatory Affairs
Adelphia Business Solutions
One North Main Street
Coudersport, PA 16915-1630



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